(3)

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

Writ Petition NO. 3448 **/2003**

PETITIONER : Smt. Janki Bai, W/o. Shri Batan Ram, Caste Bijhiya Aged about 46 years, R/o. Village Karji, P.S. Patna Tah. Baikunthpur, District Korea (C.G.)

P.R. No. 3051/03
Presented by Shri S.N. Pradhan
dated 01.10.03

VERSUS

RESPONDENTS :1. The State of Chhattisgarh Through Secretary Rural and Developed Deptt. D.K.S. Bhawan, Raipur (C.G.)

1.10.03

2. The Collector Korea (C.G.)

3. The Additional Collector District Korea (C.G.)

4. Sub-Divisionla Officer Baikunthpur Distt. Korea (C.G.)

5. The Tahsildar, Baikunthpur, District Korea (C.G.)

WRIT PETITION U/A 226/227 OF THE CONSTITUTION OF INDIA

XI-HC-22

(28)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P.3448/ सन् 2003

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	19.01.2004 **Shri D.N. Prajapati, counsel for the petitioner.** **Shri Praveen Das, Panel Lawyer for the State/respondents.** **Heard both the counsel.** **The main grievance of the petitioner is that he belongs to the caste of Bijhiya and he applied for issuance of the caste certificate relating to Bijhiya before the Collector, Korea and the Collector issued directions to the Assistant Commissioner Tribal on 18.08.2003 for issuance of the certificate and in turn, the Assistant Commissioner Tribal vide letter dated 25.08.2003 directed the Sub Divisional Officer to issue caste certificate. Further the S.D.O. has forwarded the application to Naib Tehsildar, Baikunthpur, District: Korea, on 19.09.2003, but the Naib Tehsildar is not issuing the caste certificate to the petitioner.** **Learned counsel for the respondents has no objection if the Naib Tehsildar is directed to consider the application of the petitioner and pass appropriate order and if the petitioner falls in that category, then the Naib Tehsildar shall issue the certificate to the petitioner.** **Having heard the learned counsel for the parties and having regard to the facts and circumstances of the case, the Naib Tehsildar, Baikunthpur, District: Korea is directed to scrutinize the application of the petitioner and decide the same in accordance with law within a period of 15 days from today and shall intimate the decision taken by him to the petitioner. After scrutinizing the application filed by the Naib Tehsildar, if the contention of the**	

XI-HC-22

(29)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

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आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	petitioner is found to be correct, the Naib Tehsildar shall issue the necessary certificate in accordance with law. **With the above observations and directions the petition stands disposed of.** **In view of this order, I.A.No.9931/2003 also stands disposed of.** **Parties are entitled for certified copy of this order.** **Sd/-** **L.C.BHADOO** **Judge**	

Soma

Bilaspur

Dated